

**Notice of Allowability**

Application No.

10/532,777

Applicant(s)

EJNESMAN, SAMUEL

Examiner

HARGOBIND S. SAWHNEY

Art Unit

2885

**-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--**

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to the amendment filed on February 11, 2008.
2. ☒ The allowed claim(s) is/are 1-10 and 12-27.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some\* c) ☐ None of the:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_.
3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).
- \* Certified copies not received: \_\_\_\_.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
- (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
- 1) ☐ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_.
- (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).**
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

**Attachment(s)**

- |  |   |
|--|---|
| 1. <input type="checkbox"/> Notice of References Cited (PTO-892)   | 5. <input type="checkbox"/> Notice of Informal Patent Application   |
| 2. <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)                       | 6. <input checked="" type="checkbox"/> Interview Summary (PTO-413),<br>Paper No./Mail Date <u>3/28/2008</u> . |
| 3. <input type="checkbox"/> Information Disclosure Statements (PTO/SB/08),<br>Paper No./Mail Date ____     | 7. <input checked="" type="checkbox"/> Examiner's Amendment/Comment   |
| 4. <input type="checkbox"/> Examiner's Comment Regarding Requirement for Deposit<br>of Biological Material | 8. <input checked="" type="checkbox"/> Examiner's Statement of Reasons for Allowance                          |
|  | 9. <input type="checkbox"/> Other ____.   |

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1. The amendment filed on February 11, 2008 has been entered. According to the amendment:

- Claims 1, 4, 6, 8, 9-13, 15 and 17-19 have been amended; and claim 11 has been canceled.

2. Based on the interview held with the attorney, Mr. Carlos R. Villamar, on March 28, 2008, Mr. Villamar authorized an Examiner's amendment requiring the measures detailed in the Examiner's Amendment below. A copy of the interview summary is attached herewith.

#### **EXAMINER'S AMENDMENT**

3. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Mr. Carlos R. Villamar on March 28, 2008.

- Claim 1 (amended), line 9, "a support means to support a lamp" has been replaced with -- a support means supporting a lamp--;
- Claim 10 (amended), line 7, "a support means to support a lamp" has been replaced with -- a support means supporting a lamp--; and
- Claim 18 (amended), lines 4, "a support means to support a lamp" has been replaced with -- a support means supporting a lamp--.

***Reasons for Allowance***

4. Claims 1-10 and 12-27 are allowed.

The prior art of record, including Eha, does not show or suggest the applicant's invention as claimed. Specifically, the prior art of record does not disclose a lighting system combining:

- a pair of V-shaped planar components having their respective open ends hinged together; relative rotation of the V-shaped components, about the axis aligning the hinges, forming an open central area as recited in each of amended independent claims 1, 10, 18 and 19; and
- A support supporting a lamp being provided on one of the V-shaped planar components and adjacent the central open area as recited in each of the amended independent claims 1, 10, 18 and 19.

The above combination, including one of the V-shaped planar components carrying a lamp and its support, makes this invention unique.

Eha discloses a lighting system comprising: a frame including an open central area formed with relative rotation of a pair of substantially semi-circular planar components having their open ends hinged together. However, Eha does not teach a lamp being supported on one of the planar components adjacent the central area.

Therefore, Eha does not meet the limitation of each of the amended independent claims 1, 10, 18 and 19.

Thus, each of the amended independent claims 1, 10, 19 and 19 is allowed over prior art.

Claims 2-9, 20 and 24 are necessarily allowed because of their dependency on the allowed amended independent claim 1.

Claims 12-15, 21 and 25 are necessarily allowed because of their dependency on the allowed amended independent claim 10.

Claims 22 and 26 are necessarily allowed because of their dependency on the allowed amended independent claim 18.

Claims 23 and 27 are necessarily allowed because of their dependency on the allowed amended independent claim 19.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

### ***Conclusion***

5. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Hargobind S. Sawhney whose telephone number is 571 272 2380.

The examiner can normally be reached on 8:00 AM - 4:30 PM. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Mr. Jong-Suk (James) Lee can be reached on 571 272 7044. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only.

For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

3/28/2008

/Hargobind S Sawhney/

Primary Examiner, Art Unit 2885